



#6

Attorney Docket No: RCIP-001/01US

PATENT

DECLARATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated next to my name;

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

SYSTEM AND METHOD FOR DATA RIGHTS MANAGEMENT

the specification of which:

(check one)

☐ is attached hereto;

☐ was filed on _____, and identified as Attorney Docket No. _____, and was amended on _____ (if applicable);

☒ was filed as United States Application Serial No. 09/548,356 on April 12, 2000, and was amended on _____ (if applicable);

☐ was filed as PCT International Application No. _____ on _____ and was amended under PCT Article 19 or Article 34 on _____ (if applicable);

I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above;

I acknowledge the duty to disclose to the U.S. Patent and Trademark Office all information which is known to me to be material to the patentability of said invention in accordance with 37 C.F.R. §1.56;

I do not know and do not believe said invention was ever known or used in the United States of America before my or our invention thereof, or patented or described in any printed publication in any country before my or our invention thereof or more than one year prior to said application; that said invention was not in public use or on sale in the United States of America more than one year prior to said application; that said invention has not been patented or made the subject of an inventor's certificate issued before the date of said application in any country foreign to the United States of America on any application filed by me or my legal representatives or assigns more than six months prior to said application;

I hereby claim foreign priority benefits under 35 U.S.C. §119 and/or §365 of any foreign application(s) for patent, any foreign application(s) for inventor's certificate, or of any PCT international application(s) designating at least one country other than the United States of America listed below; I have also identified below any foreign application(s) for patent, any foreign application(s) for inventor's certificate, or of any PCT international application(s) designating at least one country other than the United States of America filed by me on the same subject matter having a filing date before that of the application(s) of which priority is claimed:

Prior Foreign Application(s)

COUNTRY/INTERNATIONAL	APPLICATION NUMBER	DATE OF FILING (day, month, year)	PRIORITY CLAIMED	
			YES	NO
			YES	NO

I hereby claim the benefit under 35 U.S.C. §119(e) of any United States provisional application(s) listed below:

<u>60/128,762</u>	<u>April 12, 1999</u>
(Application Number)	(Filing Date) (day, month, year)
<u>60/129,139</u>	<u>April 13, 1999</u>
(Application Number)	(Filing Date) (day, month, year)

I hereby claim the benefit under 35 U.S.C. §120 and/or §365 of any United States application(s) or of any international application(s) designating the United States of America that is/are listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior application(s) in the manner provided by the first paragraph of 35 U.S.C. §112, I acknowledge the duty to disclose to the U.S. Patent and Trademark Office all information known to me to be material to patentability as defined in 37 C.F.R. §1.56 which became available between the filing date(s) of the prior application(s) and the national or PCT international filing date of this application:

Prior U.S. Application(s) or PCT International Applications Designating the U.S. for benefit under 35 U.S.C. §120

U.S. APPLICATIONS			STATUS <i>(check one)</i>		
U.S. APPLICATION NO.	U.S. FILING DATE (day, month, year)		Pending	Patented	Abandoned
PCT APPLICATIONS DESIGNATING THE U.S.					
PCT APPLICATION NO.	PCT FILING DATE (day, month, year)	U.S. APPLICATION NOS. (if any)			

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of first inventor: **Malcolm W. Lockhart**

Inventor's signature

Date

6/5/2000

Residence: 1110 Wellstone Circle, Apex, NC 27502

Citizen of: United States of America

Post Office Address: Same as Above

Full name of second inventor: **D. Gordon Grimes**

Inventor's signature

Date

6/5/2000

Residence: 402 Samara Street, Apex, NC 27502

Citizen of: United States of America

Post Office Address: Same as Above

Full name of third inventor: **Ranjiv K. Sharma**

Inventor's signature

Date

6/5/2000

Residence: 108 Buck Taylor Trail, Chapel Hill, NC 27516

Citizen of: India

Post Office Address: Same as Above

Full name of fourth inventor: **Neal A. Musselwhite**

Inventor's signature

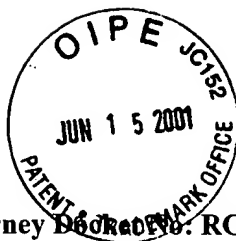
Date

6/5/2000

Residence: 4021 Dutch Harbor Court, Raleigh, NC 27606

Citizen of: United States of America

Post Office Address: Same as Above



Attorney Docket No. RCIP-001/01US

PATENT

ASSIGNMENT
(Joint)

This ASSIGNMENT, by Malcolm W. Lockhart, residing at 1110 Wellstone Circle, Apex, NC 27502; D. Gordon Grimes, residing at 402 Samara Street, Apex, NC 27502; Ranjiv Sharma, residing at 108 Buck Taylor Trail, Chapel Hill, NC 27516; and Neal A. Musselwhite, residing at 4021 Dutch Harbor Court, Raleigh, NC 27606 (hereinafter referred to as "Assignor") has made an invention(s) relating to certain new and useful improvements in:

SYSTEM AND METHOD FOR DATA RIGHTS MANAGEMENT

set forth in an application for Letters Patent of the United States, which is a

- (1) [] provisional application
 - (a) [] to be filed herewith; or
 - (b) [] bearing Application No. , and filed on ; or
- (2) [X] which is a non-provisional application
 - (a) [] having an oath or declaration executed on even date herewith prior to filing of application;
 - (b) [] to be filed; or
 - (c) [X] bearing Application No. 09/548,356 , and filed on April 12, 2000; and

WHEREAS, Reciprocal, Inc., a corporation duly organized under and pursuant to the laws of Delaware, and having its principal place of business at 620 Main Street, Buffalo, NY 14202 (hereinafter referred to as "the Assignee"), is desirous of acquiring the entire right, title, and interest in and to said invention(s), the right to file applications on said invention(s) and the entire right, title and interest in and to any applications, including provisional applications for Letters Patent of the United States or other countries claiming priority to said application, and in and to any Letters Patent or Patents, United States or foreign, to be obtained therefor and thereon;

NOW, THEREFORE, in consideration of One Dollar (\$1.00) and other good and sufficient consideration, the receipt of which is hereby acknowledged, the Assignor has sold, assigned, transferred, and set over, and by these presents does sell, assign, transfer, and set over, unto the Assignee, its successors, legal representatives, and assigns the entire right, title, and interest in and to the above-mentioned invention(s), the right to file applications on said invention(s) and the entire right, title and interest in and to any applications for Letters Patent of the United States or other countries claiming priority to said application, and any and all Letters Patent or Patents of the United States of America and all foreign countries that may be granted therefor and thereon, and in and to any and all applications claiming priority to said applications, divisions, continuations, and continuations-in-part of said applications, and reissues and extensions of said Letters Patent or Patents, and all rights under the International Convention for the Protection of Industrial Property, the same to be held and enjoyed by the Assignee, for its own use and behalf and the use and behalf of its successors, legal representatives, and assigns, to the full end of the term or terms for which Letters Patent or Patents may be granted as fully and

entirely as the same would have been held and enjoyed by the Assignor had this sale and assignment not been made;

AND for the same consideration, the Assignor hereby covenants and agrees to and with the Assignee, its successors, legal representatives, and assigns, that, at the time of execution and delivery of these presents, the Assignor is the sole and lawful owner of the entire right, title, and interest in and to the invention(s) set forth in said applications and said applications, including provisional applications, above-mentioned, and that the same are unencumbered, and that the Assignor has good and full right and lawful authority to sell and convey the same in the manner herein set forth;

AND for the same consideration, the Assignor hereby covenants and agrees to and with the Assignee, its successors, legal representatives, and assigns that the Assignor will, whenever counsel of the Assignee, or the counsel of its successors, legal representatives, and assigns, shall advise that any proceeding in connection with said invention(s) or said applications for Letters Patent or Patents, or any proceeding in connection with Letters Patent or Patents for said invention(s) in any country, including interference proceedings, is lawful and desirable, or that any application claiming priority to said application, division, continuation, or continuation-in-part of any applications for Letters Patent or Patents, or any reissue or extension of any Letters Patent or Patents to be obtained thereon, is lawful and desirable, sign all papers and documents, take all lawful oaths, and do all acts necessary or required to be done for the procurement, maintenance, enforcement and defense of Letters Patent or Patents for said invention(s), without charge to the Assignee, its successors, legal representatives, and assigns, but at the cost and expense of the Assignee, its successors, legal representatives, and assigns;

AND the Assignor hereby authorizes and requests the attorneys of COOLEY GODWARD L.L.P. to insert in the spaces provided above the filing date, application number, and attorney docket number of said application when known;

AND the Assignor hereby requests the Commissioner of Patents to issue any and all said Letters Patent of the United States to the Assignee, as the Assignee of said invention(s) and the Letters Patent to be issued thereon for the sole use and behalf of the Assignee, its successors, legal representatives, and assigns.

Date: 6/5/2000

By: 
Malcolm W. Lockhart

State of: NEW YORK

County of: ERIE

The preceding Assignment was acknowledged before me this 5th day of JUNE
2000 by MALCOLM W. LOCKHART



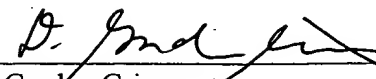
Notary Public

My Commission Expires:

PAUL A. MITCHELL
NOTARY PUBLIC, STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
MY COMMISSION EXPIRES MARCH 21, 19

8/15/2000


Date: 6/5/2000

By: 
D. Gordon Grimes

State of: NEW YORK

County of: ERIE

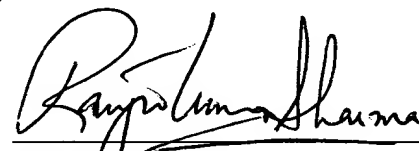
The preceding Assignment was acknowledged before me this 5TH day of JUNE
2000 by D. GORDON GRIMES.



My Commission Expires: **PAUL A. MITCHELL**
NOTARY PUBLIC, STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
MY COMMISSION EXPIRES MARCH 21, 19
8/15/2000

Notary Public


Date: 6/5/2000

By: 
Ranjiv K. Sharma

State of: NEW YORK

County of: ERIE

The preceding Assignment was acknowledged before me this 5TH day of JUNE
2000 by RANJIV K. SHARMA.



My Commission Expires:

PAUL A. MITCHELL
NOTARY PUBLIC, STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
MY COMMISSION EXPIRES MARCH 21, 19
8/15/2000

Notary Public

Date: 6/5/2000

By: Neal A. Musselwhite
Neal A. Musselwhite

State of: NEW YORK

County of: ERIE

The preceding Assignment was acknowledged before me this 5TH day of JUNE
2000 by NEAL A. MUSSEWHITE

Paul A. Mitchell

Notary Public

My Commission Expires:

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PAUL A. MITCHELL
NOTARY PUBLIC, STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
MY COMMISSION EXPIRES MARCH 21, 1999
8/15/2000